

**McConathy, Evelyn H.**

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**From:** McConathy, Evelyn H.  
**Sent:** Thursday, May 13, 2010 9:58 AM  
**To:** 'Bart Classen'  
**Subject:** RE: appeal/Approved claim from 7,653,639

Bart:

I agree, you cannot amend the claims under appeal. The process for amending the claims is to file an Request for Continued Examination (RCE) in the Appeal and remove the case back to the prosecution Examiner. We can at the same time file the new and/or amended claims along with the remaining existing claims. Although there is no rush to do this, if now is a good time for you, I will shift some other things around and do this.

**REDACTED**

**EXHIBIT I**